

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

In re: PROGRAF ANTITRUST LITIGATION
THIS DOCUMENT RELATES TO: All Actions

MDL No. 2242

Master File No. 1:11-md-2242

ASSENTED-TO MOTION TO FILE UNDER SEAL

Pursuant to the Protective Order dated April 17, 2012 [Dkt. No. 66], Plaintiffs respectfully move for leave to file the following documents **under seal**:

- Motion *in Limine* to Exclude Documents and Testimony Concerning Purported Statements by FDA's Marc Cavaille-Coll, including exhibits A & B;
- Plaintiffs' Motion *in Limine* to Preclude Astellas from Characterizing its Petition as an Effort Merely to "Raise Concern" or "Influence Public Debate," including exhibits B, F, G, & I;
- Motion *in Limine* to Exclude Pre-Petition Studies Astellas Did Not Include in its Petition, including exhibit B;
- Motion *in Limine* to Exclude the Purported Views of the "Transplant Community," including exhibit D;
- Plaintiffs' Motion *in Limine* to Exclude Testimony of Good Faith Without Waiving Privilege, including exhibits C, D, H, & K;
- Plaintiffs' Motion *in Limine* to Exclude Post-Petition Evidence, including exhibits C, D, E, & F; and
- Plaintiffs' Motion *in Limine* to Exclude Evidence Disparaging to Generics, including exhibit D.

This filing contains documents and information that defendant Astellas Pharma US, Inc. has marked as Confidential and/or Highly Confidential. Plaintiffs will deliver via UPS a copy of this filing to the Clerk of the Court once this order has been entered, and will deliver a courtesy copy disc to chambers.

Astellas assents to this motion.

Dated: November 12, 2014

Respectfully submitted,

/s/ Bruce E. Gerstein

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CERTIFICATE OF SERVICE

I, Thomas M. Sobol, hereby certify that this document was electronically filed and served by email on all counsel of record.

/s/ Thomas M. Sobol

Thomas M. Sobol

Date: November 12, 2014